

UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF PENNSYLVANIA

DAVID RUFFIN, :  
 :  
Plaintiff : CIVIL ACTION NO. 3:17-0052  
 :  
v :  
 : (JUDGE MANNION)  
SUPERINTENDENT V. MOONEY :  
et al., :  
 :  
Defendants :

ORDER

For the reasons set forth in the Memorandum of this date, **IT IS**  
**HEREBY ORDERED THAT:**

1. Defendants' motion to dismiss Plaintiff's action pursuant to [Fed.R.Civ.P. 41\(b\)](#), for Plaintiff's failure to prosecute (Doc. [21](#)) is **GRANTED**.
2. This action is **DISMISSED** under [Fed.R.Civ.P. 41\(b\)](#) for failure to prosecute.
3. The Clerk of Court is directed to **CLOSE** this case.
4. Any appeal from this order will be deemed frivolous, without probable cause and not taken in good faith.

*s/Malachy E. Mannion*

**MALACHY E. MANNION**  
United States District Judge

**Date: March 5, 2018**

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